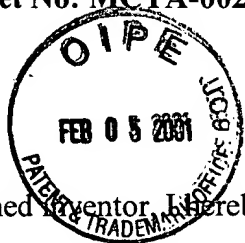


Attorney Docket No: MCTA-002/03US

PATENT



# DECLARATION

As a below named inventor, I hereby declare that:

My residence, post office address and citizenship are as stated next to my name;

I believe I am an original, first and joint inventor of the subject matter which is claimed and for which a patent is sought on the invention entitled:

## ON-LINE GROUP-BUYING SALE WITH INCREASED VALUE SYSTEM, PROCESS AND ARTICLE OF MANUFACTURE

the specification and claims of which:

[ ] is attached hereto;

[✓] were filed as United States Application Serial No. 09/684,403 on October 4, 2000, and identified as Attorney Docket No. MCTA002/03US.

[ ] was filed as PCT International Application No. \_\_\_\_\_ on \_\_\_\_\_ and was amended under PCT Article 19 or Article 34 on \_\_\_\_\_ (if applicable);

I have reviewed and understand the contents of the above-identified specification, including the claims, as amended by any amendment referred to above;

I acknowledge the duty to disclose to the U.S. Patent and Trademark Office all information which is known to me to be material to the patentability of said invention in accordance with 37 C.F.R. §1.56;

I hereby claim foreign priority benefits under 35 U.S.C. §119 and/or §365 of any foreign application(s) for patent, any foreign application(s) for inventor's certificate, or any PCT international application(s) designating at least one country other than the United States of America listed below; I have also identified below any foreign application(s) for patent, any foreign application(s) for inventor's certificate, or any PCT international application(s) designating at least one country other than the United States of America filed by me on the same subject matter having a filing date before that of the application(s) of which priority is claimed:

Prior Foreign Application(s)

COUNTRY/INTERNATIONAL	APPLICATION NUMBER	DATE OF FILING (day, month, year)	PRIORITY CLAIMED	
			YES	NO
			YES	NO

I hereby claim the benefit under 35 U.S.C. §119(e) of any United States provisional application(s) listed below:

\_\_\_\_\_  
(Application Number)

\_\_\_\_\_  
(Filing Date) (day, month, year)

\_\_\_\_\_  
(Application Number)

\_\_\_\_\_  
(Filing Date) (day, month, year)

I hereby claim the benefit under 35 U.S.C. §120 and/or §365 of any United States application(s) or of any international application(s) designating the United States of America that is/are listed below and, insofar as the subject matter of each of the claims of this application is not disclosed in the prior application(s) in the manner provided by the first paragraph of 35 U.S.C. §112, I acknowledge the duty to disclose to the U.S. Patent and Trademark Office all information known to me to be material to patentability as defined in 37 C.F.R. §1.56 which became available between the filing date(s) of the prior application(s) and the national or PCT international filing date of this application:

Prior U.S. Application(s) or PCT International Applications Designating the U.S. for benefit under 35 U.S.C. §120

U.S. APPLICATIONS			STATUS (check one)		
U.S. APPLICATION NO.	U.S. FILING DATE (day, month, year)		Pending	Patented	Abandoned
09/519,023	03/03/00		✓		
09/281,859 (USP 6,101,484)	31/03/99			✓	
PCT APPLICATIONS DESIGNATING THE U.S.					
PCT APPLICATION NO.	PCT FILING DATE (day, month, year)	U.S. APPLICATION NOS. (if any)			

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

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Inventor's signature Tom Van Horn Date 1/17/01

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**Full name of sole or fifth inventor:** Greg C. DEAN

Inventor's signature

Date

1-18-2001

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## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of

Serial No.: 09/684,403

Filed: October 4, 2000



Examiner:

Art Unit:

For: ON-LINE GROUP-BUYING SALE WITH INCREASED VALUE SYSTEM,  
PROCESS AND ARTICLE OF MANUFACTURE

Commissioner for Patents  
Washington, D.C. 20231

**POWER TO PROSECUTE BY ASSIGNEE  
AND STATEMENT UNDER 37 C.F.R. §3.73(b)**

The undersigned assignee of the entire interest in the above-identified subject application, as evidenced by the attached copy of the Assignment, hereby appoints:

Alexandra J. Baran	39,101	Frank V. Pietrantonio	32,289
Jay P. Chawla	44,073	Marya A. Postner	42,085
Nathan K. Cummings	46,093	Michelle S. Rhyu	41,268
Shelley P. Eberle	31,411	Bryan D. Richardson	43,043
Thomas L. Ewing	34,328	Howard R. Richman	41,451
Karen E. Flick	44,111	Randy V. Sabett	43,074
Willis E. Higgins	23,025	Gurjeev K. Sachdeva	37,434
William G. Hughes, Jr.	46,112	Allan M. Soobert	36,284
Madison C. Jellins	35,555	C. Scott Talbot	34,262
Duane S. Kobayashi	41,122	Rick A. Toering	43,195
Marcella Lillis	36,583	Brenda J. Wallach	45,193
Thomas W. Lynch	42,820	Noel B. Whitley	42,225
Erik B. Milch	42,887	Michael A. Wrenn	42,237
Tom M. Moran	26,314	Alan A. Wright	40,428
Richard L. Neeley	30,092	Kevin J. Zimmer	36,977
David J. O'Neill	42,953		
Jeffrey A. Pade	42,970		

all of the firm of Cooley Godward LLP, as its attorneys to prosecute this application and to transact all business in the Patent Office connected therewith, said appointment to be to the exclusion of the inventors and their attorney(s) in accordance with the provisions of Rule 36 of the Patent Office Rules of Practice.

The assignee certifies that to the best of its knowledge and belief it is the owner of the entire right, title, and interest in and to the above-identified application as evidenced by:

- ☒ An assignment document, a copy of which is enclosed herewith;
- ☐ An assignment previously recorded in the U.S. Patent and Trademark Office at Reel \_\_\_\_\_, Frame \_\_\_\_\_.

Please direct all telephone calls and correspondence to:

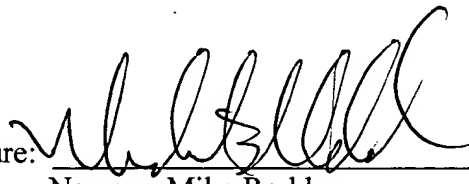
COOLEY GODWARD LLP  
Attention: Patent Group  
Five Palo Alto Square  
3000 El Camino Real  
Palo Alto, California 94306  
Tel: (650) 843-2155

The undersigned (whose title is supplied below) is empowered to sign this statement on behalf of the assignee.

Date: \_\_\_\_\_

1/18/01

Signature: \_\_\_\_\_



Name: Mike Rodden

Title: Vice President & General Counsel

Company: Mercata Inc.

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